

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

---

**In Re: Methyl Tertiary Butyl Ether (“MTBE”)  
Products Liability Litigation**

---

**Master File C.A. No.  
1:00-1898 (SAS)  
MDL 1358**

**This document refers to:**

***City of New York v. Amerada Hess Corp., et al.*, 04 Civ. 3417**

**NOTICE OF DEFENDANTS’ MOTION IN LIMINE TO  
EXCLUDE EVIDENCE AND ARGUMENT REGARDING ALLEGED  
POTENTIAL HUMAN HEALTH EFFECTS ASSOCIATED WITH MTBE**

Defendants<sup>1</sup> herewith provide notice of their intention to move the Court for a ruling prohibiting the Plaintiff City of New York from submitting opinion testimony or other evidence, and making argument, regarding the alleged potential human health effects associated with exposure to MTBE. The rationale and foundation for the intended motion are set forth in the annexed Memorandum of Law and Declaration of Inbal Paz, Esquire.

**BLANK ROME LLP**

BY: /s/ Jeffrey S. Moller, Esquire  
Alan J. Hoffman  
Jerry D. Bernstein  
Jeffrey S. Moller  
Inbal Paz  
The Chrysler Building  
405 Lexington Avenue  
New York, NY 10174  
(212) 885-5000

*Attorneys for Defendants,  
Lyondell Chemical Company and  
Equistar Chemicals, LP and on behalf  
of all joining Defendants*

---

<sup>1</sup> This motion is filed on behalf of Lyondell Chemical Company, Equistar Chemicals LP, Total Petrochemicals USA, Inc., ExxonMobil Corporation, ExxonMobil Oil Corporation, and Mobil Corporation (collectively “Defendants”).